

## SOLICITATION DE-PS26-03NT41714 CERTIFICATION OF ELIGIBILITY

By submitting an application, I certify I meet the following criteria:

1. Pursuant to 10 CFR 600.6(b), eligibility for participation in this Program Solicitation is restricted to HBCUs/OMIs recognized by the OCR, U.S. Department of Education, and identified on the OCR's Department of Education U.S. Accredited Postsecondary Minority Institutions list in effect on the closing date of the program solicitation. Pursuant to 10 CFR 600.6(b), eligibility for award under the subject solicitation is restricted to HBCUs/OMIs. Statutory authority for this Program is provided by Public Law 95-224, as amended by 97-258. The website address for the OCR list is <http://www.ed.gov/offices/OCR/minorityinst.html>. Applications submitted by any institution not on OCR's aforementioned list are ineligible for technical evaluation and award. Applications must be submitted through IIPS by a qualified HBCU/OMI authorized representative. (See Section 2.1 for additional instructions about Applicant Eligibility.)

2. The Principal Investigator or Co-Principal Investigator listed on the application must be a teaching professor at the submitting HBCU/OMI and a minimum of 30% of personnel time invoiced under the grant is to pay for student assistance for each year of the grant.

3. If Private Sector Collaboration is proposed, the following additional eligibility requirements are imposed:

Qualifications are

(a) Any private sector business will qualify as a "private" collaborator; however, the following are specifically excluded from recognition as private sector collaborators --Federal, State or local government agencies (because they are considered to be in the "Public Sector"), Federally Funded Research and Development Centers, and colleges or universities or their affiliated research institutions.

(b) Each applicant must clearly delineate the relationship of the HBCU/OMI and the private sector entity -- the HBCU/OMI must be identified as the "prime recipient" in the application. The private sector entity is ineligible to propose on its own behalf.

(c) Private sector collaboration of any of the following types, or any combination thereof, will be considered appropriate for this solicitation:

(i) *Cash cost sharing* received by the HBCU/OMI awardee from private sector participant(s).

(ii) *No-cost collaboration* over some defined frequency of occurrences with the private sector participant(s) that agree(s) to consult with the Principal Investigator and to share information which will assist in improving the experimental plan and/or assist in analyzing data obtained by the Principal Investigator. *Free use of industrial experimental facilities and instrumentation not available at the university is included* in this category of Subcontracting to any entity (private, public, university) is limited to 25% of the DOE share of the project.

(iii) *Subcontracting* by the HBCU/OMI awardee to the private sector participant(s) is limited to 25% of the DOE share of the project cost.

(iv) *Participation* by any Government agency (Including DOE M&O Contractors) is limited to 25% of the DOE share of the project cost. (See Section 2.17 for additional instructions about M&O Participation.)

4. Applications submitted by, or substantially relying upon the technical expertise of, FFRDCs and DOE M&O contractors are not desired, will not be evaluated, and will not be eligible for an award under this solicitation. However, an application that includes performance by an FFRDC or DOE M&O contractor(s) as a subcontractor will be evaluated and may be considered for award, provided that: (1) the proposed use of any such entities is

specifically authorized by the cognizant agency for the FFRDC or DOE for DOE M&O contractors, in accordance with the procedures established for the FFRDC or the M&O contractor; (2) the work is not otherwise available from the private sector; and (3) the estimated cost of the FFRDC or M&O contractor work does not exceed 25 percent of the total estimated project cost. DOE reserves the right to fund the work through a DOE field work proposal or an interagency agreement. (See Section 2.17 for additional instructions about M&O Participation.)

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(Name of Principal Investigator or  
Co-Principal Investigator and title)

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Date